

those recently nominated will interpose any objections.

Said a prominent Democrat yesterday: "Since we have discarded the negro from the politics of our State, I think the Democratic organization should take fair among Democrats, and our primary elections should be above suspicion."

#### A Strong Statement.

A gentleman who was defeated for the House, but who is taking the results like a man, gave out the following statement last night on the general subject at issue:

"I want to briefly express not only my views, but also those of a number of citizens, in regard to the outcome of our recent primary and the result of the grand jury investigation. If such outrageous fraud was discovered in the Third Monroe Ward and money used unlawfully in the First Jefferson Ward, and strong suspicion in regard to fair play in various other precincts of the city, why not the City Central Committee make an investigation? The committee issues a certificate of election upon the basis of the affidavits of the judges and clerks of election, but the committee has not counted the ballots to verify them.

"We know that the time allowed by the committee to make a contest has expired, but in fairness and justice to the candidates, the committee should reexamine the entire returns. I do not think any candidate who has received the nomination would care to accept office where fraud has been so clearly proven.

"To restore the voters' confidence in primaries, which has been so greatly shaken by recent developments. If some opportune action is not taken, primaries will be a thing of the past.

The chairman of the City Central Committee is now appealing for funds to conduct another primary, which is as great in importance as the one we have just gone through. Unless some decisive action is taken to lift the cloud from our last primary, I cannot see how he can expect the citizens to come to his aid."

#### With the Committee.

This statement was given out before Judge Witt had acted, but it can be clearly seen that it has relation more particularly to the City Committee's connection with the matter than to the legal end of it.

If there shall be a new primary, it is believed that no candidate, either successful or defeated, will object. A good many of them have already said they will not, and if they did, the stand would be so unpopular, that it would mean disaster at the polls.

The entire matter of ordering a new primary rests with the City Democratic Committee, and if wholesale fraud should be discovered as a result of the investigation to be resumed on Monday, there is little doubt that the committee will walk up and meet the issue in a way that will satisfy the people.

If a new primary shall be ordered, it is considered logical it will be held on August 23d, when candidates for United States Senator and State officers will be named.

#### How the Vote Should.

The names of the grand jurors who have been recommended are as follows:

CHARLES F. TAYLOR, (Foreman.)

GEORGE SCHOEN,

E. A. BAUGHMAN,

JOHN A. CURTIS,

R. LEE PETERS,

ANDREW PIZZANI, JR.,

C. HARVEY CLARKE,

C. P. LATHROP,

W. B. LYONS (colored).

The vote cast, according to the returns in the First Jefferson and Second Lee Precincts, which are now in controversy, was as follows:

Candidates.	First Jefferson.	Second Lee.
SENATE—		
George Ainslie.....	107	149
Charles J. Anderson.....	19	23
HOUSE OF DELEGATES—		
E. P. Cox.....	73	272
Harry C. Glenn.....	128	181
C. E. Johnson.....	9	126
W. Mae Jones.....	51	126
George C. Massie.....	29	238
George N. Skidmore.....	25	141
Manly A. Powers.....	22	141
Ordway Puller.....	101	189
Rio E. Peyton, Jr.....	106	189
W. E. Thomson.....	10	258
COMMONWEALTH'S ATTY.—		
George W. Anderson.....	48	137
Hudson Cary.....	16	92
Minister Folkes.....	12	92
John Howard, Jr.....	12	7
C. O. James.....	7	9
C. M. Wallace.....	11	9
Minister D. Wise.....	11	24
George E. Wise.....	3	17
CITY SERGEANT—		
Ed. Calhoun Epps.....	25	157
Thomas W. Andrew.....	12	107
James C. Smith.....	131	167
CITY CLERK—		
W. A. Croshaw.....	80	9
F. W. Cunningham.....	129	97
CITY AUDITOR—		
E. A. Barber.....	41	128
E. J. Watson.....	10	112
HIGH CONSTABLE—		
C. C. Garrison.....	119	272
W. H. Wyatt, Jr.....	45	292

#### Will Go Into Entire Election.

While the matter of inquiry is, of course, entirely in the hands of the grand jury, no one expects it to stop with the two precincts referred to above. Indeed, it is generally believed that every voter in the city will be called before the body and asked for whom he voted in all the various contests. Ordinarily this evidence would be hard to get, but so much interest has been excited in the matter that it is believed voters will not hesitate to tell, and it is expected that a pretty full insight will be gained into how the various citizens voted for this or that office.

A good many people started out to criticize Mr. W. L. Royall, of whose election the first investigation was commenced, but little of this is heard now. At first it was said that Mr. Royall was moving in the interest of Governor Montague, but no widespread has been

#### "Berry's for Bargains."



It's queer—these vacation swimming days when boys wear their clothing less than usual they wear it out more.

But here is the relief—to-day we offer you a \$3.00 "wash-suit" at \$1.50.

300 Sailor Suits at just about half price, Norfolk Suits at \$4.75, instead of \$7.50 and \$8.00.

75c Mother's Friend Shirt, Shirt Waists and Blouses at only 35 cents.

Any Children's Straw Sailor Hat in the house at just half price! Men's same way.

Outing Suits, Bathing Suits, Outing and White Duck Trousers—everything here for the summer man at a low figure now.

**On Berry's Co.**  
MEN'S & BOYS' OUTFITTERS

the agitation of the subject that Martin and Montague people, who are disposed to be fair, are vying with each other in asking that the lid be lifted and that every one connected be given a fair deal.

#### Will Dive to the Dregs.

The grand jury will not balk at anything that looks like it would let them into further information on the subject, according to prominent members of that body.

"We will go to the very bottom of this matter," said Foreman Charles F. Taylor last night. "There will be no whitewashing so far as we are concerned. I think the time has come, and my colleagues fully agree with me, when Democratic primaries should be fair, and when a white man's vote should be counted as cast. So far as we are concerned, we will frankly and fully report whatever of wrong-doing we may discover, whenever it may hurt."

"Through the aid of citizens," said Captain Taylor, "the jury can utilize the time, and thus get through in a minimum period."

"With the speed we made before," said the foreman of the jury, "we ought to get through in a week."

If the investigation shall be prolonged, it will prevent Judge Witt from taking the vacation allowed him under the law, but when this feature of the matter was brought to his attention yesterday, he very promptly said it was to him the last consideration.

He said he had planned to go to Bath county on his usual fishing trip, but would remain here and do his whole duty in connection with the investigation.

So is Commonwealth's Attorney Richardson one whit less interested and patriotic. He expects to keep in constant touch with the grand jury and to render them all possible assistance in their work. As hitherto stated, both successful and defeated candidates seem to be interested in bringing out whatever of fraud there may have been committed.

#### Desire a Full Investigation.

Mr. Eugene C. Massie, one of the House nominees, yesterday declared for the broadest scope in the investigation, and Hon. E. P. Cox, who was renominated for a seat in the House, took the same ground.

Hon. E. B. Thomson, who was defeated for renomination, said: "The results mean nothing to me at all. I would like to see the primary cleansed of crooked methods, however, and believe that the welfare of the city and of the people depends upon straight and honest dealings in the primary elections. I would like to see the grand jury take up every precinct and vote and compare the vote with the vote returned by the election officials."

Chairman James B. Doherty, of the City Committee, said last night:

#### Committee Will Lend Aid.

"I am very glad the court has seen fit to go into the whole matter, and I congratulate Judge Witt on his stand. You may say that the City Democratic Committee holds itself in readiness to lend all assistance in its power to the prosecution of those who have violated the election laws."

Mr. Doherty was asked as to the status of the trunk which contains the ballots, and whether it could be demanded by and delivered to his committee.

"The ballots and the poll books are in higher hands than ours," he replied. "The court has them, and they are under

lock and key in the Virginia Trust Company. They will remain in the custody of that bank until the investigation has been finished."

In discussing the matter of the new investigation, Hon. D. C. Richardson said yesterday afternoon: "I have had intimations of wrong doing elsewhere than in the Third Monroe, First Jefferson and Second Lee. I will lay the reports before the grand jury. As these reports are given the body they will be investigated and the investigation will turn with the following up of the charges made by witnesses, new and old. There were certain allegations made by witnesses before the grand jury that were not fully investigated. These will be taken up and investigated."

#### Electoral Board Confer.

The electoral board, composed of Messrs. F. C. Ebel, W. T. Hancock and Samuel Cohen, held a conference in the grand jury room at the City Hall yesterday, but they said their meeting had no significant bearing upon the investigation. It is not believed that any of the members contemplate retiring, but they all seem to realize that their positions are largely thankless ones, and that public, as a rule, fails to appreciate the arduous and unremunerative duties imposed upon them.

It seems that there is no end to the ramifications of the election matter. A story was started yesterday that some defeated candidates would enter suit against the City Democratic Committee for its entrance fee, but this is not given serious consideration by any one, and will probably amount to nothing.

#### Cost to the Candidates.

Following is the amounts contributed by the defeated candidates toward the expenses of the primary:

1 Candidate for Senate.....	\$5.25
5 Candidates for House at \$1 each.....	125
7 Candidates for Commonwealth's attorney at \$20 each.....	350
2 Candidates for city sergeant at \$100 each.....	200
1 Candidate for city collector.....	200
1 Candidate for city auditor.....	50
1 Candidate for high constable.....	40
14 Candidates for City Committee at \$2.50 each.....	35
8 Candidates for justice of peace at \$5 each.....	40
	\$985

#### A PREVIOUS RECOUNT.

Primary Result in One Case Was Twice Reversed By Error.

The discovery of glaring errors in the returns from one of the precincts in this city, reveals the excitement and the long investigation and recount of the city investigation. The recount of the primary of April 10, 1902, when Mr. Smith was finally declared the nominee on the day following the primary, but the vote was close, and Mr. Epps asked for a recount. The recount was granted, and was begun in the office of the Commissioner of Labor in the old Capitol. With great ceremony, the entire City of Richmond was divided into precincts, and the vote in every precinct of the city.

Early in the night an error in the count, or tally of the vote in the Second Precinct of Marshall Ward was discovered, the effect of which was to overcome Mr. Smith's small majority. The error was discovered, but their joy was short lived. Later in the night, when Monroe Ward's vote was declared, another glaring error was discovered, the effect of which had been to Mr. Epps' advantage. When this was corrected the returns from the whole city were again tallied, and a majority for Mr. Smith was declared.

The error at that time in Second Marshall gave Mr. Smith's vote as 453, when the recount showed it to be only 368. In Second Monroe, Mr. Smith's vote, as originally returned, was 119 and Mr. Epps' was 23. The recount gave Mr. Smith 177, and Mr. Epps 23. The increase of 28 for Mr. Smith, a net increase of 58 for Mr. Smith.

The error in Marshall Ward was apparently a merely clerical one, the total having inadvertently been tallied as 453, when it should have been 368 for Mr. Smith.

Whether the returns of the recent primary on a recount would uncover any similar mistakes, is purely a matter of conjecture, but there appears to be a general desire to ascertain just what a recount may disclose.

#### REWARD FOR CULBERSON

"In the interest of pure elections I will give \$100 to the man who will return to Richmond of L. K. Culbertson, recently indicted for felony and violation of the Parks and Pure election laws." (Signed) WILLIAM A. MANN.

This remark was made last night at a prominent club by the well known business man, Mr. William A. Mann, who stands sponsor as a guarantee of this offer.

Following gentlemen witnessed Mr. Mann's declaration at the club: T. B. Hicks, R. W. Spillman, John A. Lamb, Thomas Boudier.

#### COUNCIL WILL MEET ON MONDAY NIGHT

The Common Council will hold a special session on Monday night for the primary purpose of considering the High School appropriation proposition, which has been recommended by the Finance Committee and which will be unanimously adopted.

The question of annexation may come up, and if it does, there is every indication that the Mills plan will be rejected, and Mayor's veto sustained, and the compromise ordinance recommended by the committee adopted.

The members who are standing for the compromise plan are pointing out that the Mills substitute only got twelve votes, as against eighteen on a tie vote the other night, and they say further that when the real thing develops, they will have the necessary twenty-four, with which to win their fight.

## ARMISTICE WHEN ENVOYS ASSEMBLE

This Said to Be Plan of Japanese Representatives to Peace Conference.

#### SATO MAKES STATEMENT

Thinks Hostilities Will Cease During Convention at Portsmouth.

(By Associated Press.)

NEW YORK, July 28.—No statement was given out at the headquarters of the Japanese peace commission to-day relative to the visit to President Roosevelt yesterday of Baron Komura and Mr. Takahira, the Japanese commissioners. Ainaru Sato, who is the official spokesman for the commission, said to the Associated Press to-day:

"There is no statement to make about the visit of the Baron and Mr. Takahira. It was a most informal visit, and no questions of any importance relating to the coming negotiations were touched upon. I can assure you that President Roosevelt made no request for an armistice."

Inquiry was made of Mr. Sato as to the attitude of the Japanese on the question of an armistice, and he replied: "Japan is perfectly willing to agree to an armistice after the credentials of both commissions have been examined and verified."

"However, I think an armistice will be agreed upon after the commissions enter formally upon their work. It has been stated in all papers that nothing can be done until the credentials of both commissions have been examined and verified."

Mr. Sato was asked as to the definite powers of the members of his commission, and he said:

"They have power to reject any proposal, and to commit the Japanese government to any document they may sign, subject, of course, to the sanction of the Emperor."

## RUSSIANS HAVE BEEN ISOLATED

Impossible for Them to Make Long Stand on Sakhalin Now.

(By Associated Press.)

TOKIO, July 28.—P. M. Luikoff, on Sakhalin Island, to which point the Russians retreated, is some thirty miles southeast of Alexandrovsky, beyond a range of hills separating the Alexandrovsky district from the plain. Here the Russians are completely isolated, owing to lack of roads. It is impossible for them to make a long stand and is expected that they will soon be subdued. A victory over them will make the Japanese virtual masters of the whole island. There is great rejoicing in Tokyo over the success of the Sakhalin expedition, and the landing at Krestna light-house is regarded as the first entry of the Japanese army into Russian territory proper.

## YELLOW PLAGUE SPREADS, 3 DIE

(Continued From First Page.)

having the three States put up the bars against them.

The Mississippi authorities, in justification of the fever quarantines which that State has established, say it became necessary, because New Orleans people have been resorting to all sorts of methods to get into that State in some cases, they were charged with riding to the State line and disembarking, and then slipping quietly over the line.

An attempt to run the quarantine resulted disastrously to-day. From E. C. Joulain, a courier and a prominent resident of Biloxi, Miss., Mr. Joulain was in Louisiana when the quarantine was put on. He thought he might reach his home by water route without encountering the Mississippi guards. When he landed on the coast, however, he was seized by order of General Fridge, of the State national guard, and promptly sent to the quarantine station on Ship Island, in the Gulf, for ten days. Yellow fever cases are said to be now in detention on the island. When he is released, Mr. Joulain will be tried for violating the quarantine laws. Two New Orleans drummers tried to get into Biloxi by back tracking from Atlanta. When they stopped from the train they were immediately recognized and apprehended. They accepted the privilege of returning to Atlanta.

#### People Growing Panicky.

Owing to the increasing number of local quarantines, it is almost impossible to go out to health resorts. Not only in Mississippi, but in Louisiana, the shotgun quarantine is again in evidence, and there is every indication of a revival of the panicky feeling of seven or eight years ago. Meantime, New Orleans is sitting down with increasing faith in the mosquito theory, and, except for the quarantines and the news in the papers, strangers arriving would have no evidence of the prevalence of any unusual illness.

The Rev. Beverly Warner, general superintendent of the volunteer work in various wards, to-day issued a letter to the executive officers of each ward, asking that daily reports be submitted to him of what has been accomplished the preceding day, including the number of houses visited, of cess-pools treated, of streets cleaned, and such other details as will assist the board of health to an exact knowledge of the situation.

Large quantities of oil have been given to the companies to be used in the disinfection of gutters and pools of water.

Sweeping and oiling citizens is to be popularized in a novel way. Thousands of paper buttons have been ordered to be given to the men who have followed the regulation of the board of health. The buttons are plain white, with a life-size stegomyia fasciata pictured in the center and surrounded with the words: "My citizens are all right. How are yours?"

Mayor Behrman has received a telegraphic offer of funds from President Taylor, of the Howard Association of Charleston. He has replied, thanking the people of Charleston for their sympathy, but saying that the situation is well

## Thousands Proclaim ELIXIR BABEK

Here is indisputable evidence that Elixir Babek cures malaria after physicians fail!

Washington, D. C., May 8, 1905. Knochewsky & Co. New York.—Having suffered several weeks under doctor's cure for Malaria fever, I was recommended to get a bottle of "Elixir Babek," and after taking two bottles I was completely cured. I also have given "Babek" to my colored men, and have seen them taken with the fever, and have been cured. Respectfully yours, T. A. R. TAFF, James Creek Canal, 1st & E. B. W.

Sirs,—I can say that "Elixir Babek" has cured me of Malaria and Malaria, contracted while in Cuba. I have suffered for a year and now cured. Lieut. W. C. OLIVER, Marlborough, Md.

Fifty cents per bottle. At all druggists. Beware of "Just as good."

#### Case in Mississippi.

(By Associated Press.)

JACKSON, MISS., July 28.—Secretary of the State Board of Health, to-night stated officially that one case of yellow fever had been reported to him from Lumberton, Miss., on the New Orleans and Gulf Coast Railroad, which was directly traceable to an Italian refugee from New Orleans. The house and premises have been placed in quarantine, and all necessary precautions taken. To-night the Board of Health, with the approval of the Governor, issued an order providing that after 6 o'clock to-morrow afternoon all persons coming into Mississippi from any point outside the State must have health certificates, the same to be issued either by county, State or municipal authorities.

#### Memphis Quarantine.

(By Associated Press.)

MEMPHIS, TENN., July 28.—By a vote of 9 to 3 the executive council of Memphis went on record to-day as favoring a strict quarantine against New Orleans and other fever infected points. The quarantine will become operative immediately. Inspectors have been appointed at every railroad train from the South will be closely canvassed before arriving in Memphis. Boats will also be inspected, and no person from fever infected points will be allowed to land in the city limits.

The action of the authorities in establishing a quarantine was brought about by two meetings here to-day. The first was held in the Merchants' Exchange. About four hundred representative citizens were present, and resolutions were adopted urging the local authorities to establish a quarantine. Later in the day the Memphis Cotton Exchange took formal action, endorsing the resolution adopted at the Merchants' Exchange.

## ZIONIST CONGRESS HAS STORMY SCENE

Considerable Scuffling in Hallways of Casino—Colony in East Africa.

(By Associated Press.)

BASLE, SWITZERLAND, July 28.—The reports that rioting occurred at yesterday's session of the Zionist Congress are incorrect. This morning, however, while the delegates were arriving in the hall, considerable scuffling occurred in the hallways and stairways of the Casino. This caused a scene of angry gesticulation and shouting. However, the police intervened and cleared the stairways of the disorderly element.

The congress held a lively session over the special order of the day for the establishment of a Zionist colony in East Africa. Sir Francis Montefiore warmly contended for Palestine as a more proper site for colonization. The debate continued all afternoon without result, and will be continued to-morrow.

## MINISTER OF WAR ENTERTAINS TAFT

American Party Entertained in Famous Gardens Surrounding Arsenal.

(By Associated Press.)

TOKIO, Friday, July 28.—General Teranishi, Japanese Minister of War, entertained Secretary Taft and party to-day at a luncheon and garden party in the famous gardens surrounding the arsenal. The cabinet, elder statesmen, and many officers of the army and navy were present. The party numbered 250.

General Teranishi proposed the healths of Secretary Taft and Miss Roosevelt. Secretary Taft, in toasting the Japanese army, dwelt chiefly on its record in the Chinese War and Boxer uprising, and on questions connected with its organization and leadership. He did not refer to the present war.

#### FUNERAL OF ENSIGN.

Last Rites Over Remains of Victim of Explosion.

(By Associated Press.)

SAN DIEGO, CAL., July 28.—At St. Paul's Episcopal Church this afternoon was held the funeral of Ensign Newman K. Perry, the only officer who lost his life in the disaster on the gunboat Bennington. Rev. C. M. Riley, vicar of the church, officiated. Bishop J. H. Johnson, of Los Angeles, and Chaplain Stone, of the flagship Chicago.

Commander Young and officers of the Bennington and of the Chicago, active and retired army officers, companions of the military order of the Loyal Legion, officers from Fort Rosecrans, officers of the naval reserves, city and Federal officers, and members of the Chamber of Commerce, were present. The body will be taken to Stockbridge, Mass., for burial.

#### FOR TORPID LIVER

Take Harford's Acid Phosphate. It stimulates the liver and aids in relieving constipation, sick headache and malaria.

## HIGH WATER MARK AT FRONT ROLL

The Second Day of the Horse Show Beats All Previous Records.

#### BAD FALLS IN STEEPLECHASE

Charles O'Malley Bolts Track and Lands in a Wire Fence.

(Special to The Times-Dispatch.)

FRONT ROYAL, VA., July 28.—The second and last day of the Horse Show took place to-day, and stands out prominently as the largest and best show held since its organization. A conservative estimate upon the crowd present would be seven hundred persons.

A large number of people stayed away owing to the threatening weather. In fact, part of the show was given in a drizzling rain. The hunters' steeplechase event of the day was marred by bad falls. Goodwin fell at the Liverpool jump and injured his rider; Charles O'Malley, Smith up, bolted the trick and ran into a wire fence, injuring both horse and rider; Oak Crest, the winner, dilger up, fell, but by quick work his rider remounted and rode him to victory. List of summaries:

#### TIE SUMMARIES.

Class 25, Green Hunters—First, Virginia Hunt, H. M. Luttrell, Delaplane; second, Ronald, Bppa W. Payne, Delaplane; third, Raffles, Meadow Farm, Baltimore.

Class 26, Pair of Hunters—First, Virginia Hunt and Dazle, Luttrell and Chancellor, Delaplane; second, William Tan and mate, Bowles Brothers, Boyce.

Class 19, Combination Harness and Saddle—First, Surprise, W. G. Fletcher, Upperville; second, Whirl of the Town, D. J. Hall, Jr., Linden; third, Excellence, M. C. Richardson, Jr., Front Royal.

Class 11, Horse and Runabout—First, Red Rock, Hall and Jacobs, Front Royal; second, Kildose, Miss M. B. Johnson, Millwood; third, Whirl of the Town, James D. Hall, Jr., Linden.

Class 18, Park Saddle—First, Dandelion, Rogers Brothers, Hamilton, Va.; second, Jubilent, Piedmont Stock Farm, Upperville; third, Surprise, W. G. Fletcher, Upperville.

Class 22, Middle and Heavyweight Jumpers—First, Raffles, Meadow Farm, Baltimore; second, Mountain Girl, H. M. Peach, Upperville; third, Guardian, Henry Simpers, Paris.

Class 24, Ladies' Hunters—First, William, Charles Muller, Boyce; second, Nougat, Dr. O. Vandenberg, third, Virginia Hunt, H. M. Luttrell, Delaplane.

Class 23, High Jump—First, Billy, R. A. Dodd, Leesburg; second, Southwest, L. C. Leith, Aldie.</